

REMARKS

Claims 1-4, 6-8, 10-14, 16-18, 20, and 22 were pending. By virtue of this response, no claims have been cancelled or amended, and no new claims have been added. Accordingly, claims 1-4, 6-8, 10-14, 16-18, 20, and 22 are currently under consideration.

For the Examiner's convenience, Applicant's remarks are presented in the same order in which they were raised in the Office Action.

Claim Rejections Under 35 USC §103

A. Claims 1-4, 6-8, 11-14, 16-18, and 22 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kao et al., (U.S. Publication No. 2003/0227763) in view of Kocher (U.S. Patent No. 6,292,004).

Regarding claim 1, Applicant respectfully traverses the rejection and submit that Kao and Kocher, alone or in combination, at least fail to disclose or suggest "the holder is further provided with a conductive layer on a surface for positioning adjacent the printed circuitry board" as recited in claim 1.

The Examiner relies on FIG. 3 of the Kao reference in disclosing the above element. In particular, the Examiner states that the "solder leads or pads on [the] bottom" correspond to the conductive layer on a surface for positioning adjacent the printed circuitry board. Applicant respectfully disagrees. Applicant notes that FIG. 3 depicts a conventional SIM card seating apparatus, which is only described in paragraph [0006] and the "Description of the Related Art" section of the Kao reference. Paragraph [0006] merely discloses a fixture cover. The SIM card sits in the space between fixture cover 13 and the printed circuitry board below. Applicant submits that if fixture cover 13 is viewed to correspond to the holder recited in claim 1, then the "surface for positioning adjacent the printed circuitry board" must be read to correspond to the under-surface of fixture cover 13 because it is the surface closest to the printed circuitry board as shown in FIG. 3 of the Kao reference. The under-surface of fixture cover 13 cannot be seen on FIG. 3 because FIG. 3

shows the top view of fixture cover 13 only. Therefore, FIG. 3 does not disclose “solder leads or pads on [the] bottom” as asserted by the Examiner. Paragraph [0006] and other sections of the specification also fail to disclose any conductive layer on fixture cover 13. Kocher also fails to cure the deficiency of Kao. Therefore, Applicant asserts that Kao and Kocher fail to disclose or suggest all the elements of claim 1 and the rejection of claim 1 should be withdrawn. Accordingly, claim 1 is allowable over Kao in view of Kocher.

Claim 11 is similar to claim 1. For at least the foregoing reasons, Applicant asserts that Kao and Kocher fail to disclose or suggest all the elements of claim 11 and the rejection of claim 11 should be withdrawn. Accordingly, claim 11 is allowable over Kao in view of Kocher.

Applicant also asserts that claims 2-4, 6-8, 12-14, 16-18, and 22 are allowable over Kao in view of Kocher for at least the reason that each depends from an allowable independent claim.

B. Claims 10 and 20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kao et al., (U.S. Publication No.: 2003/0227763) in view of Kocher (U.S. Patent No.: 6,292,004), and further in view of Kaneshige et al., (U.S. Patent No.: 5,655,917).

Kaneshige fails to cure the deficiency of the Kao and Kocher references. Therefore, Applicant asserts that claims 10 and 20 are allowable for at least the reason that each depends from an allowable independent claim. Accordingly, Applicant respectfully requests reconsideration and allowance of claims 10 and 20.


CONCLUSION

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No.: 03-1952** referencing **Docket No.: 562492006700**. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

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Respectfully submitted,

By 

Robert A. Saltzberg

Registration No.: 36,910

MORRISON & FOERSTER LLP
425 Market Street
San Francisco, California 94105-2482
Telephone: 415.268.6428
Fax: 415.268.7522